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11  
12 **UNITED STATES DISTRICT COURT**  
13 **IN THE NORTHERN DISTRICT OF CALIFORNIA**

14 **Leah Vogt,**

**Case No.: 15-cv-05199-HSG**

15 **Plaintiff,**

**STIPULATED REQUEST TO  
MOVE CASE MANAGEMENT  
CONFERENCE AND EXTEND  
TIME FOR SERVICE AND  
TIME TO ANSWER**

16 **vs.**

17 **California Highway Patrol ("CHP");**  
18 **CHP Commissioner Joseph Farrow;**  
19 **CHP Officer Sean Harrington;**  
20 **CHP Officer Robert Hazelwood;**  
21 **CHP Officer Dion Simmons;**  
22 **individually and in their official capacities**  
23 **as peace officers; and DOES 1-100,**

24 **Defendants.**  
25 \_\_\_\_\_/

26 Pursuant to Civil Local Rule 6-2, the parties hereby submit their stipulated  
27 request to extend time for service and for Defendants' time to answer, and to move the  
28 Case Management Conference currently scheduled for May 10, 2016, at 2:00 p.m., for  
the following reasons:

1. This action is one of two cases filed in the above-captioned court, that  
involve all or a material part of the same subject matter and all, or substantially all, of  
the same parties as this action. The two matters have since been determined related, and  
are now both assigned to Hon. Haywood S. Gilliam, Jr. This stipulated request is being

1 simultaneously made in the other case as well (*Sramek vs. CHP, et al.* Case No. 15-cv-  
2 04873-HSG).

3 2. In both actions, Wil Fong, Deputy Attorney General, has accepted service  
4 on behalf of the state defendant, California Highway Patrol, via a waiver of service  
5 executed on January 12, 2016.

6 3. The parties have conferred and share a good faith interest in an efficient  
7 and economical approach to managing these litigations. To that end, both matters are  
8 now currently scheduled for a global private mediation on May 2, 2016, in San  
9 Francisco, California, with Hon. Joseph W. Hilberman of ADR Services, Inc.

10 4. As such, the parties agree that moving the Case Management Conference  
11 set for May 10, 2016, and extending Defendants' time to be served, appear and respond  
12 to the Complaint, will allow sufficient time for the parties to prepare for, participate in,  
13 and complete the privately scheduled mediation in advance of appearing in court.

14 5. Therefore, the parties stipulate and jointly request that new dates in this  
15 matter be assigned and ordered as follows:

- 16 • Service of all Defendants on or before May 18, 2016
- 17 • Extend all Defendants' time to answer to July 5, 2016
- 18 • Initial Case Management Conference on or about August 11, 2016 (with other  
19 associated deadlines continued accordingly).

20 6. There has been one previous request and order for time modification in the  
21 case. However, the instant requested extension of time will not appreciably further  
22 delay proceedings in this action, and will enable more efficient and economical  
23 management of the litigation by allowing time for participation and completion of a  
24 private global mediation in advance of any court appearance. No parties will be  
25 prejudiced, and all parties will remain similarly positioned to proceed without further  
26 delay.

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IT IS SO STIPULATED AND REQUESTED.

Dated: April 11, 2016

By: /s/ Richard A. Madsen, Jr.

By: /s/ Wil Fong

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Leah Vogt

Attorney for Defendant  
California Highway Patrol

**PURSUANT TO STIPULATION, IT IS SO ORDERED**, except that the case management conference will be held on August 16, 2016, at 2:00 p.m. The parties are directed to file a joint status report of no more than two pages within seven days of the May 2, 2016, mediation, informing the Court of the outcome of the mediation session.

Dated: April 12, 2016

  
Honorable Haywood S. Gilliam, Jr.